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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

EYE-FI HOLDINGS, LLC, a Delaware
limited liability company; and EYE-FI, LLC,
a Nevada limited liability company,

Plaintiffs,

v.

BRIAN BERGESON, an individual; KYLE
NAKAMOTO, an individual; and 3 DOTS,
LLC, a Nevada limited liability company,

Defendants.

Case No. 2:24-cv-00925

**STIPULATION AND ORDER TO EXTEND
TIME FOR DEFENDANTS TO RESPOND
TO PLAINTIFFS' FIRST AMENDED
COMPLAINT [ECF NO. 18]**

(First Request)

IT IS HEREBY STIPULATED by and among Plaintiffs EYE-FI HOLDINGS, LLC and EYE-FI, LLC (collectively, "Plaintiffs") and Defendants BRIAN BERGESON ("Bergeson"), 3 DOTS, LLC ("3 Dots"), and KYLE NAKAMOTO ("Nakamoto," or collectively with Bergeson and 3 Dots, "Defendants"), through their undersigned counsel, as follows with respect to Plaintiffs' First Amended Complaint [ECF No. 18] filed on August 5, 2024:

WHEREAS, on May 16, 2024, Plaintiffs initiated the above-captioned case by filing their *Complaint* [ECF No. 1] against Defendants;

WHEREAS, on July 1, 2024, Defendants filed their respective Motions to Dismiss Plaintiffs' original Complaint [ECF Nos. 10 and 12];

WHEREAS, on July 11, 2024, Plaintiffs and Defendants entered into a Stipulation to

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1 Extend the Time for Plaintiffs to respond to the pending Motions to Dismiss [ECF No. 14];

2 WHEREAS, on July 16, 2024, the Court entered an order granting the aforementioned
3 stipulation [ECF No. 15];

4 WHEREAS, on July 31, 2024, Plaintiffs and Defendants entered into a second Stipulation
5 to Extend the Time for Plaintiffs to respond to the pending Motions to Dismiss [ECF No. 16],
6 which was granted by the Court on the same day;

7 WHEREAS, on August 5, 2024 and pursuant to Fed. R. Civ. P. 15(a)(1) and the
8 aforementioned stipulations, Plaintiffs amended their complaint as a matter of right and filed their
9 First Amended Complaint [ECF No. 18];

10 WHEREAS, pursuant to Fed. R. Civ. P. 15(a)(3), the deadline for Defendants to respond to
11 Plaintiffs' First Amended Complaint is currently set for August 19, 2024;

12 WHEREAS, the currently existing response deadline of August 19, 2024 conflicts with
13 undersigned counsel for Defendants' pre-existing schedule;

14 WHEREAS, Plaintiffs and Defendants have met and conferred and agreed to and stipulate
15 as follows:

16 **IT IS HEREBY STIPULATED** by and among Plaintiffs and Defendants that Defendants'
17 deadline to respond to the First Amended Complaint [ECF No. 18] **shall be due on or before**
18 **September 9, 2024;**

19 **IT IS FURTHER STIPULATED** by and among Plaintiffs and Defendants that Plaintiffs
20 deadline to respond to any responsive pleading or motion filed by any of Defendants **shall be due**
21 **on or before October 14, 2024;**

22 **IT IS FURTHER STIPULATED** that this request is not made for the purpose of
23 hinderance or delay, and is made in good faith.

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1 **IT IS SO STIPULATED.**

2 **GREENBERG TRAURIG, LLP**

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17 **IT IS SO ORDERED.**

18 UNITED STATES MAGISTRATE JUDGE

19 DATED: 8/19/24